

AMENDED

Serial No. _____

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAR 2 1979

Returned to applicant for correction APR 19 1979

Corrected application filed MAY 25 1979 Map filed MAY 31 1979

The applicant Duval Corporation

c/o Chilton Engineering 421 of Elko
Court
Street and No. or P.O. Box No. City or Town

Nevada 89801, hereby make S application for permission to change the
State and Zip Code No.

point of diversion of a portion of

of water heretofore appropriated under permit 22884 certificate 7630

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground Well No. 2
Name of stream, lake or other source.

2. The amount of water to be changed 2.43 cfs
Second feet, acre feet.

3. The water to be used for Mining, Milling & Domestic
If for stock state number and kind of animals.

4. The water heretofore used for Mining, Milling & Domestic
If for stock state number and kind of animals.

5. The water is to be diverted at the following point SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 9, T30N, R43E, MDM,
at a point from which the W $\frac{1}{4}$ corner of said section 9 bears S 2°
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be
49' W 1318 feet.
stated.

6. The existing point of diversion is located within SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 9, T.30N., R.43E.,
MDM, at a point from which the NW corner of section 4, T.30N.,
If point of diversion is not changed, do not answer.
R.43E., MDM bears N 10° 25' W 10,501.8 feet

7. Proposed place of use Sections 21, 22, 27, 28, 33 and 34, T.31N., R.43E.,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
MDM.

8. Existing place of use Sections 21, 22, 27, 28, 33 and 34, T.31N., R.43E.,
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
MDM.

9. Use will be from January 1 to December 31 of each year.
Day and Month Day and Month

10. Use has been from January 1 to December 31 of each year.
Day and Month Day and Month

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) drilled and cased well to produce
State manner in which water is to be diverted, whether by dam or other works,
required amount of water
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$25,000.00
13. Estimated time required to construct works.....3 years
14. Estimated time required to complete the application of water to beneficial use.....5 years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Well is being relocated to new site in order to convert existing point of diversion into a tailings pond monitoring well. The amount of water remaining (200gpm, 0.45 cfs) will be sufficient for monitoring purposes.

Compared..lp/bk...ja/sj..... Applicant...Duval Corporation

By s/ William A. Nisbet
Agent

421 Court
Elko, Nevada 89801
APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 22884, Certificate 7630, is issued subject to the terms and conditions imposed in said Permit 22884, Certificate 7630, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.43 cubic feet per second, but not to exceed 573.2 million gallons annually.

Actual construction work shall begin on or before August 27, 1980

Proof of commencement of work shall be filed before September 27, 1980

Work must be prosecuted with reasonable diligence and be completed on or before August 27, 1981

Proof of completion of work shall be filed before September 27, 1981

Application of water to beneficial use shall be made on or before August 27, 1982

Proof of the application of water to beneficial use shall be filed on or before September 27, 1982

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed AUG 29 1980
Completion of work filed AUG 29 1980
Proof of beneficial use filed 11-29-88
Cultural map filed
Certificate No. 12923 Issued AUG 05 1991
Recorded Bk Page

IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 27th day of FEBRUARY

A.D. 19 80
Abrogated By Port. 66371-T 01/8
State Engineer